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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

CARL BLESSING, EDWARD A. SCERBO, JOHN CRONIN,  
CHARLES BONSIGNORE, BRIAN BALAGUERA, SCOTT  
BYRD, GLENN DEMOTT, ANDREW DREMAK, MELISSA  
FAST, JAMES HEWITT, TODD HILL, CURTIS JONES,  
RONALD WILLIAM KADER, EDWARD LEYBA, GREG  
LUCAS, JOSHUA NATHAN, JAMES SACCHETTA, DAVID  
SALYER, SUSIE STANAJ, JANEL and KEVIN STANFIELD,  
PAUL STASIUKIEWICZ, TODD STAVE, and PAOLA  
TOMASSINI, on Behalf of Themselves and All Others Similarly  
Situating,

No. 09-cv-10035 (HB)

Plaintiffs,

-against-

SIRIUS XM RADIO INC.,

Defendant.

**STIPULATION AND ~~PROPOSED~~ ORDER TO  
DISMISS PLAINTIFF MELISSA FAST WITHOUT PREJUDICE**

WHEREAS Melissa Fast is a plaintiff in the Second Consolidated Class Action  
Complaint in the above-captioned matter;

WHEREAS Melissa Fast, through the undersigned counsel, hereby voluntarily dismisses  
her individual claims against defendants without prejudice pursuant to Rule 41(a)(2) of the  
Federal Rules of Civil Procedure;

WHEREAS Melissa Fast does not intend by this voluntary dismissal to waive her right to  
participate and recover as a class member in any action;


WHEREAS no prejudice to any party or class member will result from this dismissal; and

WHEREAS all parties identified herein shall bear their own attorneys' fees, costs and  
expenses in connection with Melissa Fast;

NOW, THEREFORE, the parties, by and through their respective counsel of record hereby agree and stipulate that Melissa Fast be dismissed as a plaintiff from the above-captioned action without prejudice.

Dated: March 17, 2011

**GRANT & EISENHOFER P.A.**

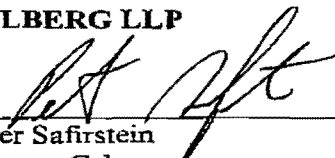
  
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Dated: March 17, 2011

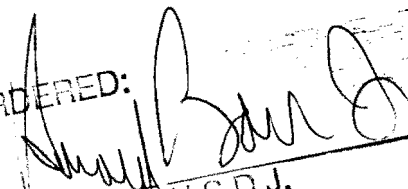
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*Attorneys for Defendant, Sirius XM Radio, Inc.*

**SO ORDERED:**  
  
\_\_\_\_\_  
Harold Daer Jr., U.S.D.J.  
Date: 3/21/11